

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

400B0279

HOUSE AGRICULTURE & NATURAL RESOURCES COMMITTEE ENGROSSED NO. **SB35** - 2/18/98

Introduced by: The Committee on Agriculture & Natural Resources at the request of the
Department of Game, Fish, and Parks

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the discharge of
2 certain weapons at game while in or on a motor vehicle.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 41-8-37 be amended to read as follows:

5 41-8-37. No person, who is in or on a motor vehicle ~~or any conveyance attached to a motor~~
6 ~~vehicle which is on a public highway or in a field of unharvested grain or seed crops,~~ may take
7 ~~game or~~ discharge a firearm or bow and arrow at any wild animals except coyotes, ~~rabbits, hares~~
8 jackrabbits, rodents, skunks, badgers, racoons, and foxes.

9 ~~No person may discharge a firearm or other implement with which a big game animal could~~
10 ~~be killed from a motor vehicle or any other means of transportation during a time and in a place~~
11 ~~that big game hunting is permitted. However, licensed~~ Licensed hunters who are paraplegics or
12 otherwise physically unable to walk with or without crutches, braces, or other mechanical
13 support, and who have a disabled hunter permit, may shoot in fields ~~or,~~ woods, or from public
14 roads from a ~~standing~~ stationary motor vehicle while hunting game animals or game birds in

- 1 accordance with the conditions of the permit and rules promulgated by the Game, Fish and Parks
- 2 Commission pursuant to chapter 1-26.
- 3 A violation of this section is a Class 2 misdemeanor.

1 **BILL HISTORY**

2 1/13/98 First read in Senate and referred to Agriculture and Natural Resources. S.J. 26

3 1/20/98 Agriculture and Natural Resources Do Pass, Passed, AYES 7, NAYS 1. S.J. 112

4 1/21/98 Senate Do Pass, Passed, AYES 31, NAYS 1. S.J. 155

5 1/22/98 First read in House and referred to Agriculture and Natural Resources. H.J. 190

6 2/17/98 Scheduled for Committee hearing on this date.

7 2/17/98 Scheduled for Committee hearing on this date.

8 2/17/98 Agriculture and Natural Resources Do Pass Amended, Passed, AYES 7, NAYS 5.

9 H.J. 689